

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: January 8, 2009 Signature: /David A. Gass #38,153/
(David A. Gass)

Docket No.: 28079/41333
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kenneth A. Barton et al.

Application No.: 07/827,906

Confirmation No.: 3375

Filed: January 30, 1992

Art Unit: 1638

For: IMPROVED EXPRESSION OF GENES IN
PLANTS

Examiner: A. R. Kubelik

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

The attached IDS and copies of the references cited therein have been filed by U.S. mail. Copies of the references are also of record in Application No. 08/434,105 and Application No. 10/102,469.

Our check in the amount of \$180.00 covering the fee for filing of the IDS is enclosed with the documents which were filed by U.S. mail.

Dated: January 8, 2009

Respectfully submitted,

By /David A. Gass #38,153/
David A. Gass

Registration No.: 38,153
MARSHALL, GERSTEIN & BORUN LLP
233 S. Wacker Drive, Suite 6300
Sears Tower
Chicago, Illinois 60606-6357
(312) 474-6300